IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH : NAGPUR

CIVIL APPLICATION NO. 6657 OF 2007
IN
MISC. CIVIL APPLICATION ST. NO. 14407 OF 2007
W.C.L. vs. Uttam Janardhan Pinge

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : B.P. DHARMADHIKARI, J.
NOVEMBER 30, 2007.

Heard Shri Mehadia, learned counsel for the applicant – appellant.

The present application is by original appellant in First Appeal No.662 of 1992.

The appeal by acquiring body challenging the enhancement of compensation in Land Acquisition proceedings came to be dismissed for not filing the paper book. The fact of dismissal came to the knowledge of the appellant belatedly and therefore there is delay of 663 days in filing restoration application.

Shri Mehadia, learned counsel states that there were two more such appeals and all were accordingly dismissed and both of them are already restored back by condoning the delay. He further states that in the instant matter, Shri Lambat,

Advocate is appearing for the respondent and he has given his no objection in view of earlier orders of this Court.

Shri Lambat is not present in the Court today.

Shri Mehadia, learned counsel further states that paper book in these appeals is common because the evidence is also common and paper book is therefore filed in Second Appeal No.636 of 1992. In these circumstances, delay of 663 days in filing application for restoration is condoned subject to cost of Rs.500/- by the appellant to High Court Legal Services Sub-Committee, within a period of two weeks from today. If the costs are so paid, delay of 663 days shall stand condoned and MCA St. No.14407 of 2007 shall also stand allowed.

The office to verify whether the paper book filed in First Appeal No.636 of 1992 can be used in this First Appeal and to proceed further accordingly.

JUDGE

*GS.